

1 Douglas E. McKinley, Jr.
2 PO Box 202
3 Richland, WA 99352
4 (509) 628-0809

HONORABLE JOHN C. COUGHENOUR

5 i.Justice Law, P.C.
6 Robert J. Siegel
7 PO Box 25817
8 Seattle, WA 98165-1317
9 Phone/Fax: 888-839-3299

10
11 UNITED STATES DISTRICT COURT
12 WESTERN DISTRICT OF WASHINGTON
13 AT SEATTLE

14 **OMNI INNOVATIONS, LLC, a**
15 **Washington Limited Liability**
16 **company; and JAMES S. GORDON,**
17 **JR., a married individual,**

18 **Plaintiffs,**

19 v.

20 **STAMPS.COM, INC. a Delaware and**
21 **California corporation; and**
22 **JOHN DOES, I-X,**

23 **Defendants,**

NO. C07-386-JCC

**PLAINTIFFS' MOTION FOR A
STAY**

[NOTE ON MOTION CALENDAR
FOR SEPT. 7, 2007]

24 Plaintiffs, by and through undersigned counsel, hereby move the Court for an order staying this
25 litigation pending Plaintiffs' appeal to the US Circuit Court of Appeals For the Ninth Circuit in

PLAINTIFFS' MOTION FOR A STAY - 1

OMNI v. STAMPS.COM

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1 *Gordon v Virtumundo, et al.*

2 As the Court is aware, Plaintiff has filed an appeal to the US Court of Appeals for the
3 Ninth Circuit in *Virtumundo*. Although the factual issues in the present case differ from those in
4 *Virtumundo*, the fundamental issue of Plaintiffs' standing is common, and critical to both cases.

5 Accordingly, there is good cause to stay this litigation to preserve judicial economy as
6 well as the resources of the parties hereto.

7 **RESPECTFULLY SUBMITTED** this 13th day of August, 2007.

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9 DOUGLAS E. MCKINLEY, JR.
10 Attorney at Law

i.Justice Law, P.C.

11 /S/ Douglas E. McKinley, Jr.
12 Douglas E. McKinley, Jr., WSBA #20806
Attorney for Plaintiffs

/S/ Robert J. Siegel
Robert J. Siegel, WSBA #17312
Attorney for Plaintiffs

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25 PLAINTIFFS' MOTION FOR A STAY - 2
OMNI v. STAMPS.COM

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Certificate of Service

I, hereby, certify that on August 13, 2007, I filed the attached pleading with this Court via approved electronic filing, and served the following:

Attorneys for Defendants: Derek Newman, Newman & Newman.

i.Justice Law, PC

1325 Fourth Ave., Suite 940

Seattle, WA 98101

/s/ Robert J. Siegel

Attorneys for Plaintiffs.

PLAINTIFFS' MOTION FOR A STAY - 3

OMNI v. STAMPS.COM

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